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5 **IN THE UNITED STATES DISTRICT COURT**
6 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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8 STEVEN DIAZ,

No. CIV S-05-0376-MCE-CMK-P

9 Petitioner,

10 vs.

ORDER

11 DERRAL ADAMS,

12 Respondent.
13 _____/

14 Petitioner, a state prisoner proceeding with appointed counsel, brings this petition
15 for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On December 28, 2007, the court
16 granted petitioner leave to conduct discovery pursuant to Rule 6 of the Federal Rules Governing
17 Section 2254 Cases. Such discovery was limited to taking trial counsel's deposition. Petitioner's
18 counsel has noticed such deposition for February 13, 2008, and has requested an order directing
19 payment of witness fees under 28 U.S.C. § 1821 by the United States Marshal pursuant to 28
20 U.S.C. § 1825(b). Good cause appearing therefor, the request is granted.

21 IT IS SO ORDERED.

22 DATED: January 14, 2008

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24 **CRAIG M. KELLISON**
25 UNITED STATES MAGISTRATE JUDGE
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